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7 UNITED STATES DISTRICT COURT
8 WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

9 **SUMMIT CAPITAL GROUP, LLC**, a)
Washington limited liability company;)
10 **SUMMIT CAPITAL PARTNERS, LP**, a)
Delaware limited partnership; **SUMMIT**)
11 **CAPITAL PARTNERS I, LLC**, a)
Washington limited liability company;)
12 **SUMMIT CAPITAL MANAGEMENT**)
LLC, a Washington limited liability company;)
13 **SUMMIT CAPITAL STRATEGIES LLC**,)
a Washington limited liability company;)
14 **SUMMIT SPECIAL SITUATIONS FUND,**)
LP, a Washington limited partnership; and)
15 **SUMMIT WORK PARTNERS FUND, LP**,)
a Washington limited liability partnership,)

16)
17 Plaintiffs,)
18)

19 v.)
20)

21 **SUMMIT PARTNERS, LP**, a Delaware)
limited partnership,)
22)

23 Defendant.)
24)
25)
26)

No. 07-2082-RSL

**VOLUNTARY NOTICE OF
DISMISSAL WITH PREJUDICE**

27 Pursuant to Fed. R. Civ. P. 41(a)(1), plaintiffs Summit Capital Group, LLC;
28 Summit Capital Partners, LP; Summit Capital Partners I, LLC; Summit Capital Management
29 LLC; Summit Special Situations Fund, LP; and Summit World Partners Fund, LP
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**VOLUNTARY NOTICE OF DISMISSAL WITH
PREJUDICE - 1**

122606.0002/708309.1

LANE POWELL PC
601 SW SECOND AVENUE, SUITE 2100
PORTLAND, OREGON 97204-3158
503.778.2100 FAX: 503.778.2200

1 (collectively "Plaintiffs") dismiss with prejudice and without costs or fees to any party all
2 claims asserted against defendant Summit Partners, LP in the above-captioned matter.

3 DATED: May 2, 2008

4 LANE POWELL PC

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6 By /s/ Kenneth R. Davis, II
7 Kenneth R. Davis, II, OSB No. 97113
8 Attorneys for Plaintiffs
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VOLUNTARY NOTICE OF DISMISSAL WITH
PREJUDICE - 2

122606.0002/708309.1

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